

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 2ND AUGUST, 2007 / 11TH SRAVANA, 1929

WP(C).No. 23566 of 2007(E)  
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PETITIONER:  
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PREETHA CHANDRAN.C.R., D/O. CHANDRIKA,  
AGED 41 YEARS, GANGA BHAVAN, KALAMOODU,  
ANAYARA P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.R.S.KALKURA

RESPONDENTS:  
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1. STATE OF KERALA REPRESENTED BY THE  
SECRETARY (REVENUE) GOVERNMENT OF KERALA,  
SECRETARIAT, THIRUVANANTHAPURAM.
2. THE REVENUE DIVISIONAL OFFICER,  
THIRUVANANTHAPURAM.
3. THE ADDL.TAHASILDAR, TALUK OFFICE,  
THIRUVANANTHAPURAM.

BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 02/08/2007, ALONG WITH WP(C) NO.23567/2007, THE COURT ON THE  
SAME DAY DELIVERED THE FOLLOWING:

**S. SIRI JAGAN, J.**

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**WP(C) Nos. 23566 & 23567 OF 2007**  
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**Dated this the 2nd day of August, 2007**

**J U D G M E N T**

In both these writ petitions, the petitioners have been proceeded against for eviction of unauthorised occupation of Government lands by initiating proceedings under the Kerala Land Conservancy Act. Orders have been passed directing eviction, against which the petitioners have filed appeals along with stay petitions. The petitioners are aggrieved by the coercive action initiated by the respondents to evict the petitioners from the properties in question while the appeals are pending.

2. I have heard the learned Government Pleader also. Now that the petitioners have filed appeals and especially, since the orders passed do not disclose that the petitioner's contentions have been dealt with in detail, it is only proper that further eviction proceedings shall be kept in abeyance till disposal of the appeals filed by the petitioner. In W.P(C) No.23567 of 2007, Ext.P10 is the appeal and in W.P(C) No.23566 of 2007, Ext.P9 is the appeal.

**:2-:**

3. In the above circumstances, I direct the respective appellate authorities to consider and dispose of the appeals, as expeditiously as possible. Till disposal of the appeals, further proceedings for eviction of the petitioners from the properties in question shall be kept in abeyance. If the petitioners have been actually evicted, they shall be put back in possession.

The writ petitions are disposed of as above.

Sd/-

**S. SIRI JAGAN,  
Judge**

Mbs/

-True Copy-

P.A. To Judge.

**WP(C) Nos.23566 & 23567 of 2007**

**:-3:-**

**S.SIRI JAGAN, J**

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**W.P.(C) NO. OF 2001**

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**J U D G M E N T**

**WP(C) Nos.23566 & 23567 of 2007**

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**DATED:01-06-2007**